

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re Terrorist Attacks on September 11, 2001	03 MDL 1570 (GBD) ECF Case
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This document only relates to:

Ashton v. Al Qaeda Islamic Army et al, 02-CV-6977 (SDNY)
Burnett v. Al Baraka Investment & Develop. Corp., 03 CV 9849 (SDNY)

**PLAINTIFFS' REVISED RESPONSES TO DEFENDANT NATIONAL
COMMERCIAL BANK'S FIRST SET OF JURISDICTIONAL INTERROGATORIES
AND REQUESTS FOR PRODUCTION OF DOCUMENTS**

Plaintiffs in *Ashton v. Al Qaeda Islamic Army et al*, 02-CV-6977 (SDNY) and *Burnett v. Al Baraka Investment & Develop. Corp.*, 03 CV 9849 (SDNY) hereby respond to the First Set of Document Requests propounded by Defendant National Commercial Bank (hereinafter "NCB") under Fed.R.Civ.P. 26, 33 and 34.

GENERAL OBJECTIONS

Plaintiffs make the following General Objections to NCB's First Set of Interrogatories and Document Requests:

1. Plaintiffs object to responding to NCB's Interrogatories and Document Requests before Plaintiffs have completed their investigation into all of the facts relating to this action. Plaintiffs have not been provided with complete responses to discovery demands by Defendant NCB, including production of documents, and making witnesses available for deposition. These responses are provided before completion of Plaintiffs' investigation and before completion of formal discovery from NCB. Plaintiffs reserve the right to: (a) rely on any facts, documents, or

other evidence that may develop or subsequently come to their attention; (b) assert supplemental responses and objections and/or amend these responses.

2. Plaintiffs object to NCB's Interrogatory and Document Requests, including NCB's accompanying Definitions and Instructions, to the extent they seek to impose discovery burdens or duties on Plaintiffs greater than the burdens and duties imposed upon Plaintiffs under the Federal Rules of Civil Procedure and the Local Civil Rules of the Southern District of New York.

3. Plaintiffs object to any of the NCB's Definitions and Instructions that attempt to define any terms beyond the definitions as stated Local Civil Rule 26.3. Plaintiffs further object to any of the Definitions and Instructions that attempt to define terms in a manner that is exceptionally broad, over inclusive, unreasonable, and beyond the proper scope of discovery.

4. Plaintiffs object to NCB's Interrogatory and Document Requests to the extent they are vague, ambiguous, unduly burdensome, and do not specify the information sought with sufficient particularity.

5. Plaintiffs object to NCB's Interrogatory and Document Requests to the extent they seek information not within the possession, custody or control of Plaintiffs.

6. Plaintiffs object to producing any document that was drafted by or published by NCB. NCB has access to its own internal documents. Therefore, there is no need for NCB to "discover" its own documents.

7. Plaintiffs object to producing any document that is in the possession of NCB. Plaintiffs further object to producing any document that is equally obtainable by NCB or Plaintiffs from available public sources.

8. Plaintiffs object to NCB's Document Requests to the extent they seek the

production of materials protected by attorney-client privilege, work product privilege or any other privilege or protection.

9. Plaintiffs object to NCB's Document Requests to the extent that they seek documents or things without a reasonable time-period limitation.

10. Plaintiffs object to producing at this time documents that are subject to protective orders in other litigation and reserve the right to produce such documents at a later time pursuant to modifications of the respective orders.

11. Each of the foregoing General Objections is hereby incorporated by reference in response to each Interrogatory and Document Request, whether or not a further specific objection is made with respect to a specific Request below.

Subject to each of the foregoing General Objections, and without conceding the relevancy or admissibility of the information sought or provided, Plaintiffs respond as follows:

RESPONSES TO NCB'S REQUESTS

1) If you contend that NCB is subject to personal jurisdiction in the above-captioned actions based on any theory of specific jurisdiction, identify the basis for that contention, and: (a) identify all persons on whose knowledge you rely to support that contention; (b) for each such person, identify the substance of the information within such person's knowledge or possession on which you rely to support that contention; (c) identify all documents on which you rely to support that contention, including any written statement or testimony of persons identified in response to this Interrogatory; and (d) produce all documents identified in response to this Interrogatory.

RESPONSE:

Plaintiffs object to this Interrogatory as overly broad and unduly burdensome and to the extent that it seeks legal conclusions or opinions. Plaintiffs also object to this contention Interrogatory as premature at this stage of the proceedings and reserve their right to amend the Response to this Interrogatory at the completion of discovery. Plaintiffs also object to this Interrogatory to the extent: (a) it seeks any information protected by the attorney-client privilege or work-product doctrine; (b) it prematurely calls for an expert opinion; (c) it seeks information within the institutional knowledge of NCB, and NCB has not produced such documents; (d) it seeks information within NCB's own documents and/or documents NCB created or published, and/or; (e) it seeks information equally available to NCB and Plaintiffs from the public domain. Subject to and without waiving the above objections, Plaintiffs respond as follows:

Plaintiffs contend that NCB is subject to the jurisdiction of this Court because it purposefully directed its activities at the United States by knowingly providing material support to al Qaeda and Osama Bin Laden with knowledge that the effects of al Qaeda's terrorists campaign would be direct towards, and felt in, the United States and because plaintiffs' claims arise out of, or relate to, the activities that were so directed.

Plaintiffs contend that at least four senior NCB officials and consultants were acting within the scope of their employment with NCB when engaged in the material support activities to Osama Bin Laden and al Qaeda. These officials were Khalid Bin Mahfouz, NCB's Chairman; Abdurahman Bin Mahfouz, the Deputy Chairman of the Executive Committee and Deputy General Manager; Mohamed Al Ali al Qari Bin Eid, a member of the Shariah Control and Implementation Committee and General Manager of the National Management Consultancy Center which founded and developed Islamic banking and investment funds for NCB; and

Yassin al Kadi, the founder of the Islamic Banking Unit and member of the Islamic Banking Services Committee and Chairman of the National Management Consultancy Center which founded and developed Islamic banking and investment funds for NCB. All four of these NCB officials/agents were instrumental in the founding and operating of the Muwafaq Foundation. Khalid Bin Mahfouz made a direct cash donation to Osama Bin Laden. The name Bin Mahfouz is found on at least one document found within an archive relating to the history of al Qaeda and Osama Bin Laden. Names on the document were referred to within al Qaeda as the Golden Chain. The Golden Chain financed, at least in part via charities, the founding and operations of al Qaeda as well as helped re-establish al Qaeda in Afghanistan during its relocation from Sudan.

Additionally, Plaintiffs contend that an audit, review, or other such examination of NCB which took place in the general time frame of 1998-1999, demonstrated that mechanisms had been established by NCB officials within NCB to surreptitiously funnel millions of dollars to at least three different charities that were al Qaeda supporters. These charities include: the International Islamic Relief Organization ("IIRO"); Saudi Red Crescent and the Muwafaq Foundation. The charities provided material support to al Qaeda from the time of its founding until well after the September 11, 2001 terrorist attacks.

The IIRO began providing material support to Osama Bin Laden's jihad activities in Pakistan and Afghanistan prior to the formation of al Qaeda. IIRO representatives were involved with the founding of al Qaeda and sponsored training camps in Afghanistan. IIRO also supported al Qaeda from its operations in Saudi Arabia, Sudan, Pakistan, Bangladesh, Philippines, Indonesia, Russia, and the United States. Material support to al Qaeda included financial assistance (including the channel via NCB) and logistical support such as employing al

Qaeda operatives. IIRO officials at the highest levels provided support to al Qaeda leaders such as Osama Bin Laden and the 9/11 plot's architect Khalid Sheikh Mohamed.

Further, Plaintiffs contend that for several years, the IIRO, an organization which supported al Qaeda by financial channels established and operated by NCB, and IIRO's parent the Muslim World League ran fund-raising advertisements in an English-language journal widely distributed in the United States. NCB provided financial services by holding the account to which potential donors could contribute. The Saudi Joint Relief Committee, which included the following constituent members, the Saudi Red Crescent, the Muslim World League, the International Islamic Relief Organization, the World Assembly of Muslim Youth, the Makkah Charity Trust, the al Haramain & al Masjid al Aqsa Charity and the Islamic Trust Foundation, ran fund-raising advertisements in an English-language journal widely distributed in the United States during 2000 and 2001.

The Saudi Red Crescent provided material support to Osama Bin Laden's jihad activities in Pakistan and Afghanistan prior to the formation of al Qaeda. Senior members of the Saudi Red Crescent were involved with the founding of al Qaeda. The Saudi Red Crescent was a constituent member of the Saudi Joint Relief Committee, an al Qaeda supporter in Chechnya and Kosovo.

The Muwafaq Foundation has been a supporter of al Qaeda since Muwafaq was founded in 1991. It operated in support of al Qaeda in Pakistan, Sudan, Bosnia, and Somalia among other places. At least three employees of Muwafaq have been named by the United States government as Specially Designated Global Terrorists for their activities in support of al Qaeda. The Treasury Department described the activities of Muwafaq as being "typical of the financial support network of al Qa'ida."

The financial services provided by NCB assisted in the growth of al Qaeda. If al Qaeda's infrastructure had not grown, then it would not have been capable of planning and executing the September 11th attacks.

Plaintiffs intend to rely upon all documents filed by the Plaintiffs or NCB regarding NCB's Motion to Dismiss, Plaintiffs' Opposition and NCB's Reply, all subsequent Letters to the Court, Deposition Transcripts and Exhibits, all documents produced by NCB during the course of jurisdictional discovery as well as the following documents contained on the accompanying disc and which identify the witnesses who drafted said document and those witnesses who the document was addressed or copied to regarding the substance contained therein:

ASH000001-160	ASH000161-181	ASH000182-182	ASH000183-188
ASH000189-190	ASH000191-191	ASH000192-192	ASH000193-194
ASH000195-268	ASH000269-273	ASH000274-287	ASH000288-290
ASH000291-291	ASH000292-322	ASH000323-325	ASH000326-335
ASH000338-342	ASH000343-367	ASH000368-388	ASH000389-404
ASH000405-406	ASH000407-410	ASH000411-419	ASH000420-427
ASH000428-463	ASH000464-465	ASH000466-495	ASH000496-500
ASH000501-504	ASH000505-508	ASH000509-509	ASH000510-513
ASH000514-579	ASH000580-581	ASH000582-591	ASH000592-593
ASH000594-598	ASH000599-599	ASH000600-604	ASH000605-656
ASH000657-740	ASH000741-863	ASH000864-864	ASH000866-866
ASH000867-874	ASH000875-890	ASH000891-896	ASH000897-897
ASH000898-898	ASH000899-899	ASH000900-901	ASH000902-902
ASH000903-903	ASH000904-1013	ASH001014-1016	ASH001017-1023

ASH001024-1046	ASH001047-1066	ASH001067-1072	ASH001073-1082
ASH001083-1165	ASH001166-1168	ASH001169-1180	ASH001181-1248
ASH001249-1250	ASH001251-1255	ASH001256-1260	ASH001261-1261
ASH001262-1262	ASH001263-1267	ASH001268-1375	ASH001376-1412
ASH001413-1997	ASH001998-2855	ASH002856-2859	ASH002860-2865
ASH002866-2874	ASH002875-2881	ASH002882-2883	ASH002884-2898
ASH002899-2922	ASH002923-2923	ASH002924-3012	ASH003013-3125
ASH003126-3198	ASH003199-3200	ASH003201-3426	ASH003427-3427
ASH003428-3433	ASH003434-3441	ASH003442-3444	ASH003445-3469
ASH003470-3493	ASH003494-3495	ASH003496-3499	ASH003500-3617
ASH003618-3620	ASH003621-3623	ASH003624-3624	ASH003625-3627
ASH003628-3628	ASH003629-3635	ASH003636-3636	ASH003637-3681
ASH003682-3690	ASH003691-3712	ASH003713-3714	ASH003715-3717
ASH003718-3724	ASH003725-3726	ASH003727-3727	ASH003728-3731
ASH003732-3739	ASH003740-3740	ASH003741-3744	ASH003745-3754
ASH003755-3757	ASH003758-3759	ASH003760-3761	ASH003762-3771
ASH003772-3775	ASH003776-3803	ASH003804-3805	ASH003806-3836
ASH003837-3844	ASH003845-3851	ASH003852-3862	ASH003863-3865
ASH003869-3870	ASH003871-3906	ASH003907-3908	ASH003909-3911
ASH003912-3931	ASH003932-3933	ASH003943-3944	ASH003945-3945
ASH003946-3951	ASH003952-3955	ASH003956-4105	ASH004106-4282
ASH004283-4371	ASH004372-4373	ASH004374-4378	ASH004379
ASH004380-4391	ASH004392-4392	ASH004393-4393	ASH004394-4394

ASH004395-4395	ASH004396-4396	ASH004397-4397	ASH004398-4399
ASH004400-4412	ASH004413-4413	ASH004414-4430	ASH004431-4446
ASH004447-4454	ASH004455-4455	ASH004456-4456	ASH004457-4457
ASH004458-4458	ASH004459-4459	ASH004460-4460	ASH004461-4461
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ASH004466-4466	ASH004467-4468	ASH004469-4469	ASH004470-4541
ASH004542-4563	ASH004564-4575	ASH004576-4578	ASH004579-4600
ASH004601-4608	ASH004609-4625	ASH004626-4626	ASH004627-4648
ASH004649-4652	ASH004653-4653	ASH004654-4654	ASH004655-4655
ASH004656-4656	ASH004657-4664	ASH004665-4667	ASH004668-4669
ASH004670-4741	ASH004743-4743	ASH004744-4750	ASH004752-4753
ASH004754-4755	ASH004756-4756	ASH004757-4782	ASH004783-4786
ASH004787-4790	ASH004792-4792	ASH005793-5796	ASH005797-5802
ASH006240-6241	ASH006242-6245	ASH006246-6339	ASH006340-6357
ASH006358-6381	ASH006382-6385	ASH006386-6389	ASH006390-6393
ASH006394-6403	ASH006404-6415	ASH006416-6474	ASH006475-6581
ASH006582-6590	ASH006591-6592	ASH006593-6594	ASH006595-6599
ASH010275-10316	ASH010317	ASH010318-10327	ASH010419-10511
ASH010512-10599	ASH010600	ASH010601	ASH010602-10625
ASH010626-10635	ASH010636-11335		

MR_NCB000001 - 004 MR_NCB000355 - 394 MR_NCB000622- 623 MR_NCB000624- 625

MR_NCB000626- 626 MR_NCB000627- 627 MR_NCB000628- 655 MR_NCB000656- 664

MR_NCB000665- 672 MR_NCB000713- 714 MR_NCB000715- 722 MR_NCB000723- 726
MR_NCB000728- 728 MR_NCB000729- 730 MR_NCB000731- 732 MR_NCB000734- 734
MR_NCB000737- 737 MR_NCB000738- 738 MR_NCB000739- 742 MR_NCB000743- 744
MR_NCB000747- 747 MR_NCB000825- 827 MR_NCB001127-1128
MR_NCB001129 - 1170 MR_NCB001228 - 1229 MR_NCB001230 - 1232
MR_NCB001237-1238

2) If you contend that NCB is subject to personal jurisdiction in the above-captioned actions based on any theory of general jurisdiction, identify the basis for that contention, and: (a) identify all persons on whose knowledge you rely to support that contention; (b) for each such person, identify the substance of the information within such person's knowledge or possession on which you rely to support that contention; (c) identify all documents on which you rely to support that contention, including any written statement or testimony of persons identified in response to this Interrogatory; and (d) produce all documents identified in response to this Interrogatory.

RESPONSE:

Plaintiffs object to this Interrogatory as overly broad and unduly burdensome and to the extent that it seeks legal conclusions or opinions. Plaintiffs also object to this contention Interrogatory as premature at this stage of the proceedings and reserve their right to amend the Response to this Interrogatory at the completion of discovery. Plaintiffs also object to this Interrogatory to the extent: (a) it seeks any information protected by the attorney-client privilege or work-product doctrine; (b) it prematurely calls for an expert opinion; (c) it seeks information within the institutional knowledge of NCB, and NCB has not produced such documents; (d) it seeks information within NCB's own documents and/or documents NCB created or published,

and/or; (e) it seeks information equally available to NCB and Plaintiffs from the public domain.

Subject to and without waiving the above objections, Plaintiffs respond as follows:

Plaintiffs contend that NCB is subject to the personal jurisdiction of this court due to NCB's continuous and systematic presence in this forum. NCB has been doing business in New York and other U.S. jurisdictions continuously for over twenty years. Immediately following the closure of NCB's branch in New York City in 1992 due to its activities in the BCCI scandal, NCB opened SNCB, which was wholly owned by NCB. SNCB was created to perform services which were previously done by NCB's branch in New York. SNCB was registered in two states, Delaware and New York. SNCB remained in business in Delaware until February of 2001 and in New York until October of 2001. SNCB managed and or supervised the contractual management of an investment portfolio on behalf of NCB. This investment activity took place in New York, Florida, Arizona, Nebraska, California, New Jersey, Michigan, Colorado, Texas, Indiana, Pennsylvania and Missouri. The investments included those managed by NCB prior to its expulsion from the U.S. in 1992 and new investments generated by both SNCB and NCB and marketed to investors in both the U.S. and abroad.

SNCB made extensive use of U.S. banks, managing its own accounts, accounts of investment companies established by NCB and SNCB and NCB's correspondent accounts in the U.S. SNCB paid federal, state and local taxes and even claimed to be 'harrassed' by the City of New York regarding a tax matter. SNCB's major investment fund, Hospitality Investment Partners was established to take advantage of the U.S. Government owned Resolution Trust Corporation's sale of properties acquired via bankruptcies in the Savings and Loan scandal.

Plaintiffs have identified at least seventeen correspondent accounts held by NCB in the United States. NCB used these corresponding accounts as part of its strategy to continue its

banking activities after its New York branch was closed in 1992. After 1992, NCB internally targeted for growth its correspondent banking systems. With the very limited records available, Plaintiffs note that tens of millions of dollars worth of business went through these accounts. The accounts were not only used for the convenience of NCB's customers but to perform transactions related to NCB's own business and investments. Extensive use was made of a correspondent account by NCB's subsidiary SNCB, in order to transfer profits generated by NCB investments in the United States to NCB itself in Saudi Arabia. Plaintiffs intend to rely, inter alia, upon NCB's correspondent banking activity as a basis for the exercise of personal jurisdiction over NCB based on a theory of general jurisdiction.

Further, NCB and/or its subsidiary SNCB did business in the United States and abroad via other controlled subsidiaries registered in the U.S. These subsidiaries included Euram Group Ltd., Sedco Services, Inc., MBKS Inc., MBKS II Inc., MBKS III Inc., U.S. Second I.R.E. Management Corp., Medical Equipment Leasing Partners, U.S. Tampa Management II Corp., Eidetics International, Inc., Southwest Airport Services Inc., Global FBO Holdings Inc., Ellington MTA, Inc., and Mid-East Jet, Inc.

NCB's Saudi Arabia based aviation department has six aircraft and seven airmen registered in the United States. The planes used U.S. airspace on a regular basis. One of these airmen was under investigation by the U.S. Customs Department for financial links to a 9/11 hijacker.

The investment portfolio of stocks owned by NCB included up to \$281 million of investments acquired in U.S. financial markets. NCB manages 8 investment funds on behalf of investors. These funds maintain investments of up to \$400 million in U.S. equities and bonds. NCB used the services of at least 12 contracted service providers to do its business in the U.S.

NCB made loans and issued letters of credit in the U.S. and to U.S. corporations for business activities in the U.S. NCB paid over \$4 million in New Jersey and New York City property taxes. NCB sent managers for training to the U.S.

Additionally, NCB funded the study of Islamic Banking at Harvard University and recruited staff at Harvard University. NCB maintained membership in the Arab Bankers Association of North America.

Plaintiffs contend that the activities of SNCB can be imputed to its parent NCB due to the following. SNCB is 100% owned by NCB. All of its income came from NCB. NCB developed, approved and sent to SNCB, SNCB's annual budget. NCB advised SNCB regarding SNCB's U.S. tax liability. NCB directed SNCB's use of office premises in New York City. SNCB requested NCB's approval for major and minor decisions, including such decisions as whether to make a swimming pool improvement on one of their hotel properties in Marion, Indiana and whether they should renew a Standard & Poor's weekly report subscription. NCB's auditor considered SNCB to be an integral part of NCB. SNCB registered with the City of New York as the representative office of NCB.

All SNCB personnel were either NCB employees prior to the founding of SNCB in 1992 or were directed to be hired by NCB. During the period SNCB was in New York, Frederik Crawford was the head of NCB Investment Services Division, a vice-president of and Director of NCB and simultaneously the chairman of SNCB. NCB's Investment Services Division, during Crawford's tenure as head, hired Yasin al Kadi and his consulting group, the National Management Consultancy Center to develop Islamic Investment funds. Crawford was reportedly 'wildly enthusiastic' about these funds. Crawford held signatory authority over 26 NCB bank accounts and/or NCB's subsidiaries accounts at Chase Manhattan Bank in New York.

Crawford appointed SNCB's board. Crawford's salary was paid by SNCB. John Bouckley was the Vice-President of NCB NY and became President of SNCB upon its founding. His employment contract was written by NCB. He served as a member of the NCB Investment Committee. His job description as written by NCB, involves activities only on behalf of NCB and he reported to two positions, the Chairman of SNCB and the Director of the NCB Investment Services Division. Both positions were held by Frederik Crawford. According to Bouckley's job description his impact upon the image and success of the NCB Investment Services Division was broad. Thomas Krohley was an NCB employee who succeeded Bouckley as SNCB President. He had the same reporting structure and job description. SNCB was directed by NCB to terminate its activities and was referred to within NCB as its "NY Office." Krohley who was an employee of SNCB in 2000 when the directive from NCB was given to close the office, later had a renewable consultancy contract with NCB to continue winding-up SNCB. He was based from his U.S. home and simultaneously was the chair of the NCB Investment Committee in Saudi Arabia. Ginger Pensa was an NCB employee who carried on working for SNCB upon its founding. In 2000-2001 at the winding up of SNCB, Pensa and Krohley were paid severance pay based upon their years of service for both SNCB and NCB. Pensa also continued to work for NCB and based from her U.S. home under a renewable consultancy contract during the winding-up of SNCB.

Plaintiffs contend that NCB was a party to over twenty different lawsuits. Additionally, Plaintiffs intend to rely upon NCB's advertising and litigation activity as contributing to providing a basis for the exercise of personal jurisdiction over NCB based on a theory of general jurisdiction. Plaintiffs contend that for several years, the IIRO, an organization which supported al Qaeda by financial channels established and operated by NCB, and IIRO's

parent the Muslim World League ran fund-raising advertisements in an English-language journal widely distributed in the United States. NCB provided financial services by holding the account to which potential donors could contribute. The Saudi Joint Relief Committee, which included the following constituent members, the Saudi Red Crescent, the Muslim World League, the International Islamic Relief Organization, the World Assembly of Muslim Youth, the Makkah Charity Trust, the al Haramain & al Masjid al Aqsa Charity and the Islamic Trust Foundation, ran fund-raising advertisements in an English-language journal widely distributed in the United States during 2000 and 2001. NCB provided the financial services by holding the account to which potential donors could contribute. Between 1995 and 1998, the Organization of Islamic Countries' Islamic Solidarity Fund ran fund-raising advertisements in an English-language journal widely distributed in the United States. NCB held the account to which potential donors could contribute.

Plaintiffs intend to rely upon all documents filed by the Plaintiffs or NCB regarding NCB's Motion to Dismiss, Plaintiffs' Opposition and NCB's Reply, all subsequent Letters to the Court, Deposition Transcripts and Exhibits, all documents produced by NCB during the course of jurisdictional discovery as well as the following documents contained on the accompanying disc and which identify the witnesses who drafted said document and those witnesses who the document was addressed or copied to regarding the substance contained therein:

ASH006240-6241	ASH006600-6603	ASH006604-6614	ASH006615-6621
ASH006622-6625	ASH006626-6638	ASH006639-6649	ASH006650-6651
ASH006652-6657	ASH006658-6714	ASH006715-6721	ASH006722-6728
ASH006729-6736	ASH006737-6757	ASH006758-6783	ASH006784-6795
ASII006796-6814			

ASH006815-6816 ASH006817-6827 ASH006828-6837 ASH006838-6922
 ASH006923-6964 ASH006965-7176 ASH007177-7185 ASH007186-7248
 ASH007249-7251 ASH007252-7253 ASH007254-7254 ASH007255-7358
 ASH007359-7893 ASH007895-7981 ASH007982-8003 ASH008004-8029
 ASH008030-8993 ASH008994-9004 ASH009005-9023 ASH009024-9265
 ASH009266-9268 ASH009269-9316 ASH009317-9321 ASH009322-9367
 ASH009368-9579 ASH009580-9596 ASH009597-9598 ASH009599-9599
 ASH009600-9606 ASH009607-9951 ASH009952-10005 ASH010006-10037
 ASH010038-10047 ASH010048-10051 ASH010052-10100 ASH010101-10140
 ASH010141-10274 ASH010318-10327 ASH010328-10335 ASH010336-10360
 ASH010361-10371 ASH010372-10418 ASH010626-10635

MR_NCB000001 - 004 MR_NCB000343 - 354 MR_NCB000355 - 394 MR_NCB000439-492
 MR_NCB000525 - 545 MR_NCB000622- 623 MR_NCB000624- 625 MR_NCB000626-626
 MR_NCB000627- 627 MR_NCB000628- 655 MR_NCB000656- 664 MR_NCB000665-672
 MR_NCB000673- 680 MR_NCB000681- 712 MR_NCB000713- 714 MR_NCB000715- 722
 MR_NCB000723- 726 MR_NCB000727- 727 MR_NCB000728- 728 MR_NCB000729- 730
 MR_NCB000731- 732 MR_NCB000733- 733 MR_NCB000734- 734 MR_NCB000735- 735
 MR_NCB000736- 736 MR_NCB000737- 737 MR_NCB000738- 738 MR_NCB000739- 742
 MR_NCB000743- 744 MR_NCB000745- 746 MR_NCB000747- 747 MR_NCB000748- 781
 MR_NCB000786- 809 MR_NCB000823- 824 MR_NCB000825- 827 MR_NCB000828- 833
 MR_NCB000841- 844 MR_NCB000845- 847 MR_NCB000848- 848 MR_NCB000849- 849
 MR_NCB000850- 850 MR_NCB000861- 865 MR_NCB000866- 871 MR_NCB000872- 873
 MR_NCB000874- 882 MR_NCB000883- 887 MR_NCB000888- 890 MR_NCB000891- 897

MR_NCB000898- 898 MR_NCB000899- 899 MR_NCB000900- 900 MR_NCB000901- 901
MR_NCB000902- 902 MR_NCB000903- 915 MR_NCB000916- 916 MR_NCB000917- 921
MR_NCB000922- 938 MR_NCB000939- 979 MR_NCB000980- 996 MR_NCB001014 - 1030
MR_NCB001031 - 1040 MR_NCB001045 - 1048 MR_NCB001049 - 1065
MR_NCB001072 - 1113 MR_NCB001127 - 1128 MR_NCB001235 - 1236
MR_NCB001237 - 1238 MR_NCB001239 - 1239 MR_NCB001240 - 1241

3) If you contend that NCB knowingly provided material support to Al Qaeda and or Osama bin Laden to aid the 9/11 Attacks, identify the basis for that contention, and: (a) identify all persons on whose knowledge you rely to support that contention; (b) for each such person, identify the substance of the information within such person's knowledge or possession on which you rely to support that contention; (c) identify all documents on which you rely to support that contention, including any written statement or testimony of persons identified in response to this Interrogatory; and (d) produce all documents identified in response to this Interrogatory.

RESPONSE:

Plaintiffs object to this Interrogatory as overly broad and unduly burdensome and to the extent that it seeks legal conclusions or opinions. Plaintiffs also object to this contention Interrogatory as premature at this stage of the proceedings and reserve their right to amend the Response to this Interrogatory at the completion of discovery. Plaintiffs also object to this Interrogatory to the extent: (a) it seeks any information protected by the attorney-client privilege or work-product doctrine; (b) it prematurely calls for an expert opinion; (c) it seeks information within the institutional knowledge of NCB, and NCB has not produced such documents; (d) it

seeks information within NCB's own documents and/or documents NCB created or published, and/or; (e) it seeks information equally available to NCB and Plaintiffs from the public domain. Subject to and without waiving the above objections, Plaintiffs respond as follows:

Plaintiffs incorporate their response to Request 1. Plaintiffs contend that NCB provided support to al Qaeda and/or Osama Bin Laden knowing that al Qaeda and/or Osama Bin Laden intended to attack America or Americans, and therefore contributed to the 9/11 Terrorist Attacks. The financial services provided by NCB assisted in the growth of al Qaeda. If al Qaeda's infrastructure had not grown, then it would not have been capable of planning and executing the September 11th attacks.

Plaintiffs intend to rely upon all documents filed by the Plaintiffs or NCB regarding NCB's Motion to Dismiss, Plaintiffs' Opposition and NCB's Reply, all subsequent Letters to the Court, Deposition Transcripts and Exhibits, all documents produced by NCB during the course of jurisdictional discovery as well as the following documents contained on the accompanying disc and which identify the witnesses who drafted said document and those witnesses who the document was addressed or copied to regarding the substance contained therein:

ASH000496-500 ASH000501-504 ASH000904-1013 ASH001413-1997

ASH001998-2855 ASH003727 ASH006009-6012 ASH006382-6385

ASH006386-6389 ASH006390-6393 ASH006394-6403 ASH006404-6415

ASH006416-6475 ASH006475-6581 ASH006582-6590 ASH006591-6592

ASH006593-6594 ASH006595-6599 ASH010512-10599 ASH010600

ASH010601 ASH010602-10625 ASH010626-10635 ASH010636-11335

MR_NCB000001 - 004 MR_NCB000005 - 006 MR_NCB000007 - 008 MR_NCB000009 - 010

MR_NCB000011 - 264 MR_NCB000265 - 296 MR_NCB000313 - 318 MR_NCB000319 - 321

MR_NCB000322 - 330 MR_NCB000331 - 334 MR_NCB000335 - 336 MR_NCB000337 - 338
MR_NCB000339 - 341 MR_NCB000342 - 342 MR_NCB000394 - 434 MR_NCB000435 - 436
MR_NCB000437 - 438 MR_NCB000493- 520 MR_NCB000521- 524 MR_NCB000546- 547
MR_NCB000548- 548 MR_NCB000556- 618 MR_NCB000782- 782 MR_NCB000783- 785
MR_NCB000851- 853 MR_NCB000854- 854 MR_NCB000855- 857 MR_NCB000858- 860
MR_NCB000997- 1013 MR_NCB001940 - 2024

4) If you contend that any audit or examination of the National Commercial Bank of Saudi Arabia, in the general time of 1998 or later, reveals that NCB knowingly participated in the financing of charities related to Osama bin Laden and or al Qaeda, identify the basis for that contention, and: (a) identify all persons on whose knowledge you rely to support that contention; (b) for each such person, identify the substance of the information within such person's knowledge or possession on which you rely to support that contention; (c) identify all documents on which you rely to support that contention, including any written statement or testimony of persons identified in response to this Interrogatory; and (d) produce all documents identified in response to this Interrogatory.

RESPONSE:

Plaintiffs object to this Interrogatory as overly broad and unduly burdensome and to the extent that it seeks legal conclusions or opinions. Plaintiffs also object to this contention Interrogatory as premature at this stage of the proceedings and reserve their right to amend the Response to this Interrogatory at the completion of discovery. Plaintiffs also object to this Interrogatory to the extent: (a) it seeks any information protected by the attorney-client privilege or work-product doctrine; (b) it prematurely calls for an expert opinion; (c) it seeks information within the institutional knowledge of NCB, and NCB has not produced such documents; (d) it

seeks information within NCB's own documents and/or documents NCB created or published, and/or; (e) it seeks information equally available to NCB and Plaintiffs from the public domain. Subject to and without waiving the above objections, Plaintiffs respond as follows:

Plaintiffs contend that an audit, review or other such examination of NCB which took place in the general time frame of 1998-1999, demonstrated that mechanisms had been established by NCB officials within NCB to surreptitiously funnel millions of dollars to at least three charities which were supporters of al Qaeda.

Plaintiffs intend to rely upon all documents filed by the Plaintiffs or NCB regarding NCB's Motion to Dismiss, Plaintiffs' Opposition and NCB's Reply, all subsequent Letters to the Court, Deposition Transcripts and Exhibits, all documents produced by NCB during the course of jurisdictional discovery as well as the following documents contained on the accompanying disc and which identify the witnesses who drafted said document and those witnesses who the document was addressed or copied to regarding the substance contained therein:

ASH000505-508 ASH006240-6241 ASH006242-6245 ASH006246-6339

ASH010275-10316

MR_NCB000331 - 334 MR_NCB000435 - 436 MR_NCB000783- 785

MR_NCB000837- 840 MR_NCB001171 - 1171 MR_NCB001233 - 1234

MR_NCB001266 - 1882

5) If you contend that NCB knowingly facilitated or otherwise engaged in fund transfers to charities that supported Osama bin Laden and or al Qaeda, identify the basis for that contention, and: (a) identify all persons on whose knowledge you rely to support that contention; (b) for each such person, identify the substance of the information within such person's knowledge or possession on which you rely to support that contention; (c) identify all documents

on which you rely to support that contention, including any written statement or testimony of persons identified in response to this Interrogatory; and (d) produce all documents identified in response to this Interrogatory.

RESPONSE:

Plaintiffs object to this Interrogatory as overly broad and unduly burdensome and to the extent that it seeks legal conclusions or opinions. Plaintiffs also object to this contention Interrogatory as premature at this stage of the proceedings and reserve their right to amend the Response to this Interrogatory at the completion of discovery. Plaintiffs also object to this Interrogatory to the extent: (a) it seeks any information protected by the attorney-client privilege or work-product doctrine; (b) it prematurely calls for an expert opinion; (c) it seeks information within the institutional knowledge of NCB, and NCB has not produced such documents; (d) it seeks information within NCB's own documents and/or documents NCB created or published, and/or; (e) it seeks information equally available to NCB and Plaintiffs from the public domain. Subject to and without waiving the above objections, Plaintiffs respond as follows:

Plaintiffs contend that the International Islamic Relief Organization (IIRO), the Muwafaq Foundation or the Saudi Red Crescent have provided material support to al Qaeda from the time of their founding until well after the 9/11 terrorist attacks. IIRO began providing material support to Osama Bin Laden's jihad activities in Pakistan and Afghanistan prior to the formation of al Qaeda. IIRO representatives were involved with the founding of al Qaeda and sponsored training camps in Afghanistan. IIRO also supported al Qaeda from its operations in Saudi Arabia, Sudan, Pakistan, Bangladesh, Philippines, Indonesia, Russia, and the United States. Material support to al Qaeda included financial assistance (including the channel via NCB) and logistical support such as employing al Qaeda operatives. IIRO officials at the highest levels

provided support to al Qaeda leaders such as Osama Bin Laden and the 9/11 plot's architect Khalid Sheikh Mohamed.

The Saudi Red Crescent provided material support to Osama Bin Laden's jihad activities in Pakistan and Afghanistan prior to the formation of al Qaeda. Senior members of the Saudi Red Crescent were involved with the founding of al Qaeda. The Saudi Red Crescent was a constituent member of the Saudi Joint Relief Committee, an al Qaeda supporter in Chechnya and Kosovo.

The Muwafaq Foundation has been a supporter of al Qaeda since Muwafaq was founded in 1991. It operated in support of al Qaeda in Pakistan, Sudan, Bosnia, and Somalia among other places. At least three employees of Muwafaq have been named by the United States government as Specially Designated Global Terrorists for their activities in support of al Qaeda. The Treasury Department described the activities of Muwafaq as being "typical of the financial support network of al Qa'ida."

Khalid Bin Mahfouz, NCB's Chairman; Abdurahman Bin Mahfouz, the Deputy Chairman of the Executive Committee and Deputy General Manager; Mohamed Al Ali al Qari Bin Eid, a member of the Shariah Control and Implementation Committee and General Manager of the National Management Consultancy Center which founded and developed Islamic banking and investment funds for NCB; and Yassin al Kadi, the founder of the Islamic Banking Unit and member of the Islamic Banking Services Committee and Chairman of the National Management Consultancy Center which founded and developed Islamic banking and investment funds for NCB; were all acting within the scope of their employment with NCB when they engaged in the material support activities to Osama Bin Laden and al Qaeda. All four of these people were instrumental in the founding and operating of the Muwafaq Foundation.

These four officials used their position at NCB to allow financial transfers to the charity-fronts. Additionally, these charity-fronts ran fund-raising advertisements in an English-language journal widely distributed in the United States. NCB provided financial services support by holding the account to which potential donors could contribute.

Khalid Bin Mahfouz made a direct cash donation to Osama Bin Laden. The name Bin Mahfouz is found on at least one document found within an archive relating to the history of al Qaeda and Osama Bin Laden. Names on the document were referred to within al Qaeda as the Golden Chain. The Golden Chain financed, at least in part via charities, the founding and operations of al Qaeda as well as helped re-establish al Qaeda in Afghanistan during its relocation from Sudan.

Plaintiffs intend to rely upon all documents filed by the Plaintiffs or NCB regarding NCB's Motion to Dismiss, Plaintiffs' Opposition and NCB's Reply, all subsequent Letters to the Court, Deposition Transcripts and Exhibits, all documents produced by NCB during the course of jurisdictional discovery as well as the following documents contained on the accompanying disc and which identify the witnesses who drafted said document and those witnesses who the document was addressed or copied to regarding the substance contained therein:

ASH000001-160	ASH000161-181	ASH000182-182	ASH000183-188
ASH000189-190	ASH000191-191	ASH000192-192	ASH000193-194
ASH000195-268	ASH000269-273	ASH000274-287	ASH000288-290
ASH000291-291	ASH000292-322	ASH000323-325	ASH000326-335
ASH000338-342	ASH000343-367	ASH000368-388	ASH000389-404
ASH000405-406	ASH000407-410	ASH000411-419	ASH000420-427
ASH000428-463	ASH000464-465	ASH000466-495	ASH000496-500

ASH000501-504	ASH000505-508	ASH000509-509	ASH000510-513
ASH000514-579	ASH000580-581	ASH000582-591	ASH000592-593
ASH000594-598	ASH000599-599	ASH000600-604	ASH000605-656
ASH000657-740	ASH000741-863	ASH000864-864	ASH000866-866
ASH000867-874	ASH000875-890	ASH000891-896	ASH000897-897
ASH000898-898	ASH000899-899	ASH000900-901	ASH000902-902
ASH000903-903	ASH000904-1013	ASH001014-1016	ASH001017-1023
ASH001024-1046	ASH001047-1066	ASH001067-1072	ASH001073-1082
ASH001083-1165	ASH001166-1168	ASH001169-1180	ASH001181-1248
ASH001249-1250	ASH001251-1255	ASH001256-1260	ASH001261-1261
ASH001262-1262	ASH001263-1267	ASH001268-1375	ASH001376-1412
ASH001413-1997	ASH001998-2855	ASH002856-2859	ASH002860-2865
ASH002866-2874	ASH002875-2881	ASH002882-2883	ASH002884-2898
ASH002899-2922	ASH002923-2923	ASH002924-3012	ASH003013-3125
ASH003126-3198	ASH003199-3200	ASH003201-3426	ASH003427-3427
ASH003428-3433	ASH003434-3441	ASH003442-3444	ASH003445-3469
ASH003470-3493	ASH003494-3495	ASH003496-3499	ASH003500-3617
ASH003618-3620	ASH003621-3623	ASH003624-3624	ASH003625-3627
ASH003628-3628	ASH003629-3635	ASH003636-3636	ASH003637-3681
ASH003682-3690	ASH003691-3712	ASH003713-3714	ASH003715-3717
ASH003718-3724	ASH003725-3726	ASH003727-3727	ASH003728-3731
ASH003732-3739	ASH003740-3740	ASH003741-3744	ASH003745-3754
ASH003755-3757	ASH003758-3759	ASH003760-3761	ASH003762-3771

ASH003772-3775	ASH003776-3803	ASH003804-3805	ASH003806-3836
ASH003837-3844	ASH003845-3851	ASH003852-3862	ASH003863-3865
ASH003869-3870	ASH003871-3906	ASH003907-3908	ASH003909-3911
ASH003912-3931	ASH003932-3933	ASH003943-3944	ASH003945-3945
ASH003946-3951	ASH003952-3955	ASH003956-4105	ASH004106-4282
ASH004283-4371	ASH004372-4373	ASH004374-4378	ASH004379
ASH004380-4391	ASH004392-4392	ASH004393-4393	ASH004394-4394
ASH004395-4395	ASH004396-4396	ASH004397-4397	ASH004398-4399
ASH004400-4412	ASH004413-4413	ASH004414-4430	ASH004431-4446
ASH004447-4454	ASH004455-4455	ASH004456-4456	ASH004457-4457
ASH004458-4458	ASH004459-4459	ASH004460-4460	ASH004461-4461
ASH004462-4462	ASH004463-4463	ASH004464-4464	ASH004465-4465
ASH004466-4466	ASH004467-4468	ASH004469-4469	ASH004470-4541
ASH004542-4563	ASH004564-4575	ASH004576-4578	ASH004579-4600
ASH004601-4608	ASH004609-4625	ASH004626-4626	ASH004627-4648
ASH004649-4652	ASH004653-4653	ASH004654-4654	ASH004655-4655
ASH004656-4656	ASH004657-4664	ASH004665-4667	ASH004668-4669
ASH004670-4741	ASH004743-4743	ASH004744-4750	ASH004752-4753
ASH004754-4755	ASH004756-4756	ASH004757-4782	ASH004783-4786
ASH004787-4790	ASH004792-4792	ASH005793-5796	ASH005797-5802
ASH006240-6241	ASH006242-6245	ASH006246-6339	ASH006340-6357
ASH006358-6381	ASH006382-6385	ASH006386-6389	ASH006390-6393
ASH006394-6403	ASH006404-6415	ASH006416-6474	ASH006475-6581

ASH006582-6590 ASH006591-6592 ASH006593-6594 ASH006595-6599
ASH010275-10316 ASH010317 ASH010419-10511 ASH010636-11335
MR_NCB000001 - 004 MR_NCB000005 - 006 MR_NCB000007- 008
MR_NCB000009 - 010 MR_NCB000011 - 264 MR_NCB000265 - 296
MR_NCB000310 - 312 MR_NCB000313 - 318 MR_NCB000319 - 321
MR_NCB000322 - 330 MR_NCB000331 - 334 MR_NCB000335 - 336
MR_NCB000337 - 338 MR_NCB000339 - 341 MR_NCB000342 - 342
MR_NCB000394 - 434MR_NCB000435 - 436 MR_NCB000437- 438
MR_NCB000493- 520 MR_NCB000521- 524 MR_NCB000546-547
MR_NCB000548- 548 MR_NCB000549- 555 MR_NCB000556- 618
MR_NCB000619- 621 MR_NCB000782- 782 MR_NCB000783- 785
MR_NCB000810- 810 MR_NCB000811- 822 MR_NCB000834- 836
MR_NCB000837- 840 MR_NCB000841- 844 MR_NCB000851- 853
MR_NCB000854- 854 MR_NCB000855- 857 MR_NCB000858- 860
MR_NCB000997- 1013 MR_NCB001041 - 1044 MR_NCB001066 - 1071
MR_NCB001114 - 1115 MR_NCB001116 - 1126 MR_NCB001127-1128
MR_NCB001237-1238 MR_NCB001172 - 1174
MR_NCB001175 - 1227 MR_NCB001233 - 1234 MR_NCB001242 - 1242
MR_NCB001243 - 1243 MR_NCB001244 - 1246 MR_NCB001908 - 1928
MR_NCB001929 - 1931 MR_NCB001932 - 1933 MR_NCB001934 - 1936
MR_NCB001937 - 1939 MR_NCB001940 - 2024 MR_NCB002025 - 2114

6) If you contend that NCB was used by Osama bin Laden and al Qaeda as a financial arm, operating as a financial conduit for Osama bin Laden's operations, identify the

basis for that contention, and: (a) identify all persons on whose knowledge you rely to support that contention; (b) for each such person, identify the substance of the information within such person's knowledge or possession on which you rely to support that contention; (c) identify all documents on which you rely to support that contention, including any written statement or testimony of persons identified in response to this Interrogatory; and (d) produce all documents identified in response to this Interrogatory.

RESPONSE:

Plaintiffs object to this Interrogatory as overly broad and unduly burdensome and to the extent that it seeks legal conclusions or opinions. Plaintiffs also object to this contention Interrogatory as premature at this stage of the proceedings and reserve their right to amend the Response to this Interrogatory at the completion of discovery. Plaintiffs also object to this Interrogatory to the extent: (a) it seeks any information protected by the attorney-client privilege or work-product doctrine; (b) it prematurely calls for an expert opinion; (c) it seeks information within the institutional knowledge of NCB, and NCB has not produced such documents; (d) it seeks information within NCB's own documents and/or documents NCB created or published, and/or; (e) it seeks information equally available to NCB and Plaintiffs from the public domain. Subject to and without waiving the above objections, Plaintiffs respond as follows:

Plaintiffs contend that NCB provided financial services and support and was a financial conduit to al Qaeda and Osama Bin Laden. As described above in Response 5, Plaintiffs contend that the International Islamic Relief Organization (IIRO), the Muwafaq Foundation or the Saudi Red Crescent have provided material support to al Qaeda and Osama Bin Laden through NCB from the time of its founding until well after the 9/11 terrorist attacks.

Plaintiffs intend to rely upon all documents filed by the Plaintiffs or NCB regarding NCB's Motion to Dismiss, Plaintiffs' Opposition and NCB's Reply, all subsequent Letters to the Court, Deposition Transcripts and Exhibits, all documents produced by NCB during the course of jurisdictional discovery as well as the following documents contained on the accompanying disc and which identify the witnesses who drafted said document and those witnesses who the document was addressed or copied to regarding the substance contained therein:

ASH000001-160	ASH000161-181	ASH000182-182	ASH000183-188
ASH000189-190	ASH000191-191	ASH000192-192	ASH000193-194
ASH000195-268	ASH000269-273	ASH000274-287	ASH000288-290
ASH000291-291	ASH000292-322	ASH000323-325	ASH000326-335
ASH000338-342	ASH000343-367	ASH000368-388	ASH000389-404
ASH000405-406	ASH000407-410	ASH000411-419	ASH000420-427
ASH000428-463	ASH000464-465	ASH000466-495	ASH000496-500
ASH000501-504	ASH000505-508	ASH000509-509	ASH000510-513
ASH000514-579	ASH000580-581	ASH000582-591	ASH000592-593
ASH000594-598	ASH000599-599	ASH000600-604	ASH000605-656
ASH000657-740	ASH000741-863	ASH000864-864	ASH000866-866
ASH000867-874	ASH000875-890	ASH000891-896	ASH000897-897
ASH000898-898	ASH000899-899	ASH000900-901	ASH000902-902
ASH000903-903	ASH000904-1013	ASH001014-1016	ASH001017-1023
ASH001024-1046	ASH001047-1066	ASH001067-1072	ASH001073-1082
ASH001083-1165	ASH001166-1168	ASH001169-1180	ASH001181-1248
ASH001249-1250	ASH001251-1255	ASH001256-1260	ASH001261-1261

ASH001262-1262	ASH001263-1267	ASH001268-1375	ASH001376-1412
ASH001413-1997	ASH001998-2855	ASH002856-2859	ASH002860-2865
ASH002866-2874	ASH002875-2881	ASH002882-2883	ASH002884-2898
ASH002899-2922	ASH002923-2923	ASH002924-3012	ASH003013-3125
ASH003126-3198	ASH003199-3200	ASH003201-3426	ASH003427-3427
ASH003428-3433	ASH003434-3441	ASH003442-3444	ASH003445-3469
ASH003470-3493	ASH003494-3495	ASH003496-3499	ASH003500-3617
ASH003618-3620	ASH003621-3623	ASH003624-3624	ASH003625-3627
ASH003628-3628	ASH003629-3635	ASH003636-3636	ASH003637-3681
ASH003682-3690	ASH003691-3712	ASH003713-3714	ASH003715-3717
ASH003718-3724	ASH003725-3726	ASH003727-3727	ASH003728-3731
ASH003732-3739	ASH003740-3740	ASH003741-3744	ASH003745-3754
ASH003755-3757	ASH003758-3759	ASH003760-3761	ASH003762-3771
ASH003772-3775	ASH003776-3803	ASH003804-3805	ASH003806-3836
ASH003837-3844	ASH003845-3851	ASH003852-3862	ASH003863-3865
ASH003869-3870	ASH003871-3906	ASH003907-3908	ASH003909-3911
ASH003912-3931	ASH003932-3933	ASH003943-3944	ASH003945-3945
ASH003946-3951	ASH003952-3955	ASH003956-4105	ASH004106-4282
ASH004283-4371	ASH004372-4373	ASH004374-4378	ASH004379
ASH004380-4391	ASH004392-4392	ASH004393-4393	ASH004394-4394
ASH004395-4395	ASH004396-4396	ASH004397-4397	ASH004398-4399
ASH004400-4412	ASH004413-4413	ASH004414-4430	ASH004431-4446
ASH004447-4454	ASH004455-4455	ASH004456-4456	ASH004457-4457

ASH004458-4458	ASH004459-4459	ASH004460-4460	ASH004461-4461
ASH004462-4462	ASH004463-4463	ASH004464-4464	ASH004465-4465
ASH004466-4466	ASH004467-4468	ASH004469-4469	ASH004470-4541
ASH004542-4563	ASH004564-4575	ASH004576-4578	ASH004579-4600
ASH004601-4608	ASH004609-4625	ASH004626-4626	ASH004627-4648
ASH004649-4652	ASH004653-4653	ASH004654-4654	ASH004655-4655
ASH004656-4656	ASH004657-4664	ASH004665-4667	ASH004668-4669
ASH004670-4741	ASH004743-4743	ASH004744-4750	ASH004752-4753
ASH004754-4755	ASH004756-4756	ASH004757-4782	ASH004783-4786
ASH004787-4790	ASH004792-4792	ASH005793-5796	ASH005797-5802
ASH006240-6241	ASH006242-6245	ASH006246-6339	ASH006340-6357
ASH006358-6381	ASH006382-6385	ASH006386-6389	ASH006390-6393
ASH006394-6403	ASH006404-6415	ASH006416-6474	ASH006475-6581
ASH006582-6590	ASH006591-6592	ASH006593-6594	ASH006595-6599
ASH010275-10316	ASH010317		

MR_NCB000001 - 004 MR_NCB000005 - 006 MR_NCB000007 - 008

MR_NCB000009 - 010 MR_NCB000011 - 264 MR_NCB000265 - 296

MR_NCB000310 - 312 MR_NCB000313 - 318 MR_NCB000319 - 321

MR_NCB000322 - 330 MR_NCB000331 - 334 MR_NCB000335 - 336

MR_NCB000337 - 338 MR_NCB000339 - 341 MR_NCB000342 - 342

MR_NCB000394 - 434 MR_NCB000435 - 436 MR_NCB000437 - 438

MR_NCB000493- 520 MR_NCB000521- 524 MR_NCB000546- 547

MR_NCB000548- 548 MR_NCB000549- 555 MR_NCB000556- 618

MR_NCB000619- 621 MR_NCB000782- 782 MR_NCB000783- 785 MR_NCB000810- 810
MR_NCB000811- 822 MR_NCB000834- 836 MR_NCB000837- 840 MR_NCB000841- 844
MR_NCB000851- 853 MR_NCB000854- 854 MR_NCB000855- 857 MR_NCB000858- 860
MR_NCB000997- 1013 MR_NCB001041 - 1044 MR_NCB001066 - 1071
MR_NCB001114 - 1115 MR_NCB001116 - 1126 MR_NCB001172 - 1174
MR_NCB001175 - 1227 MR_NCB001233 - 1234 MR_NCB001242 - 1242
MR_NCB001243 - 1243 MR_NCB001244 - 1246 MR_NCB001908 - 1928
MR_NCB001929 - 1931 MR_NCB001932 - 1933 MR_NCB001934 - 1936
MR_NCB001937 - 1939 MR_NCB001940 - 2024 MR_NCB002025 - 2114

7) To the extent not encompassed by Interrogatories 3 through 6, if you contend that NCB intentionally or knowingly supported terrorists whose express aim was to cause injury in the U.S., identify the basis for that contention, and: (a) identify all persons on whose knowledge you rely to support that contention; (b) for each such person, identify the substance of the information within such person's knowledge or possession on which you rely to support that contention; (c) identify all documents on which you rely to support that contention, including any written statement or testimony of persons identified in response to this Interrogatory; and (d) produce all documents identified in response to this Interrogatory.

RESPONSE:

Plaintiffs object to this Interrogatory as overly broad and unduly burdensome and to the extent that it seeks legal conclusions or opinions. Plaintiffs also object to this contention Interrogatory as premature at this stage of the proceedings and reserve their right to amend the Response to this Interrogatory at the completion of discovery. Plaintiffs also object to this Interrogatory to the extent: (a) it seeks any information protected by the attorney-client privilege

or work-product doctrine; (b) it prematurely calls for an expert opinion; (c) it seeks information within the institutional knowledge of NCB, and NCB has not produced such documents; (d) it seeks information within NCB's own documents and/or documents NCB created or published, and/or; (e) it seeks information equally available to NCB and Plaintiffs from the public domain. Subject to and without waiving the above objections, Plaintiffs respond as follows:

Plaintiffs intend to rely upon all documents filed by the Plaintiffs or NCB regarding NCB's Motion to Dismiss, Plaintiffs' Opposition and NCB's Reply, all subsequent Letters to the Court, Deposition Transcripts and Exhibits, all documents produced by NCB during the course of jurisdictional discovery as well as the following documents contained on the accompanying disc and which identify the witnesses who drafted said document and those witnesses who the document was addressed or copied to regarding the substance contained therein:

MR_NCB000001 - 004 MR_NCB000005 - 006 MR_NCB000007 - 008 MR_NCB000009 - 010
MR_NCB000011 - 264 MR_NCB000265 - 296 MR_NCB000310 - 312 MR_NCB000313 - 318
MR_NCB000319 - 321 MR_NCB000322 - 330 MR_NCB000331 - 334 MR_NCB000335 - 336
MR_NCB000337 - 338 MR_NCB000339 - 341 MR_NCB000342 - 342 MR_NCB000394 - 434
MR_NCB000435 - 436 MR_NCB000437 - 438 MR_NCB000493- 520 MR_NCB000521- 524
MR_NCB000546- 547 MR_NCB000548- 548 MR_NCB000549- 555 MR_NCB000556- 618
MR_NCB000619- 621 MR_NCB000782- 782 MR_NCB000783- 785 MR_NCB000810- 810
MR_NCB000811- 822 MR_NCB000834- 836 MR_NCB000837- 840 MR_NCB000841- 844
MR_NCB000851- 853 MR_NCB000854- 854 MR_NCB000855- 857 MR_NCB000858- 860
MR_NCB000997- 1013 MR_NCB001041 - 1044 MR_NCB001066 - 1071
MR_NCB001114 - 1115 MR_NCB001116 - 1126 MR_NCB001172 - 1174
MR_NCB001175 - 1227 MR_NCB001233 - 1234 MR_NCB001242 - 1242

MR_NCB001243 - 1243 MR_NCB001244 - 1246 MR_NCB001908 - 1928

MR_NCB001929 - 1931 MR_NCB001932 - 1933 MR_NCB001934 - 1936

MR_NCB001937 - 1939 MR_NCB001940 - 2024 MR_NCB002025 - 2114

8) If you contend that any correspondent account(s) held by NCB with any United States bank(s) provide(s) a basis for the exercise of personal jurisdiction over NCB in the above captioned actions, identify the basis for that contention, and: (a) identify all persons on whose knowledge you rely to support that contention; (b) for each such person, identify the substance of the information within such person's knowledge or possession on which you rely to support that contention; (c) identify all documents on which you rely to support that contention, including any written statement or testimony of persons identified in response to this Interrogatory; and (d) produce all documents identified in response to this Interrogatory.

RESPONSE:

Plaintiffs object to this Interrogatory as overly broad and unduly burdensome and to the extent that it seeks legal conclusions or opinions. Plaintiffs also object to this contention Interrogatory as premature at this stage of the proceedings and reserve their right to amend the Response to this Interrogatory at the completion of discovery. Plaintiffs also object to this Interrogatory to the extent: (a) it seeks any information protected by the attorney-client privilege or work-product doctrine; (b) it prematurely calls for an expert opinion; (c) it seeks information within the institutional knowledge of NCB, and NCB has not produced such documents; (d) it seeks information within NCB's own documents and/or documents NCB created or published, and/or; (e) it seeks information equally available to NCB and Plaintiffs from the public domain. Subject to and without waiving the above objections, Plaintiffs respond as follows:

Plaintiffs have identified at least seventeen correspondent accounts held by NCB in the United States. NCB used these corresponding accounts as part of its strategy to continue its banking activities

after its New York branch was expelled from the United States in 1992. After 1992, NCB internally targeted for growth its correspondent banking systems. Plaintiffs note that tens of millions of dollars worth of business went through these accounts. The accounts were not only used for the convenience of NCB's customers but to perform transactions related to NCB's own business and investments. Extensive use was made of a correspondent account by NCB's subsidiary SNCB, in order to transfer profits generated by NCB investments in the United States to NCB itself in Saudi Arabia.

Plaintiffs intend to rely upon all documents filed by the Plaintiffs or NCB regarding NCB's Motion to Dismiss, Plaintiffs' Opposition and NCB's Reply, all subsequent Letters to the Court, Deposition Transcripts and Exhibits, all documents produced by NCB during the course of jurisdictional discovery as well as the following documents contained on the accompanying disc and which identify the witnesses who drafted said document and those witnesses who the document was addressed or copied to regarding the substance contained therein:

ASH09317-9321

MR_NCB000005 - 006 MR_NCB000548- 548 MR_NCB001045 - 1048

MR_NCB001066 - 1071

9) If you contend that any advertisement(s) placed in U.S. publications provide(s) a basis for the exercise of personal jurisdiction over NCB in the above-captioned actions, identify the basis for that contention, and: (a) identify all persons on whose knowledge you rely to support that contention; (b) for each such person, identify the substance of the information within such person's knowledge or possession on which you rely to support that contention; (c) identify all documents on which you rely to support that contention, including any written statement or testimony of persons identified in response to this Interrogatory; and (d) produce all documents identified in response to this Interrogatory.

RESPONSE:

Plaintiffs object to this Interrogatory as overly broad and unduly burdensome and to the extent that it seeks legal conclusions or opinions. Plaintiffs also object to this contention Interrogatory as premature at this stage of the proceedings and reserve their right to amend the Response to this Interrogatory at the completion of discovery. Plaintiffs also object to this Interrogatory to the extent: (a) it seeks any information protected by the attorney-client privilege or work-product doctrine; (b) it prematurely calls for an expert opinion; (c) it seeks information within the institutional knowledge of NCB, and NCB has not produced such documents; (d) it seeks information within NCB's own documents and/or documents NCB created or published, and/or; (e) it seeks information equally available to NCB and Plaintiffs from the public domain. Subject to and without waiving the above objections, Plaintiffs respond as follows:

Plaintiffs contend that for several years, the IIRO, a organization which supported al Qaeda in part through financial channels established and operated by NCB and IIRO's parent the Muslim World League ran fund-raising advertisements in an English-language journal widely distributed in the United States. NCB held the account to which potential donors could contribute. The Saudi Joint Relief Committee, which included the following constituent members, the Saudi Red Crescent, the Muslim World League, the International Islamic Relief Organization, the World Assembly of Muslim Youth, the Makkah Charity Trust, the al Haramain & al Masjid al Aqsa Charity and the Islamic Trust Foundation, ran fund-raising advertisements in an English-language journal widely distributed in the United States during 2000 and 2001. NCB held the account to which potential donors could contribute. Between 1995 and 1998, the Organization of Islamic Countries' Islamic Solidarity Fund ran fund-raising advertisements in an English-language journal widely distributed in the United States. NCB held the account to which potential donors could contribute.

Plaintiffs intend to rely upon all documents filed by the Plaintiffs or NCB regarding NCB's Motion to Dismiss, Plaintiffs' Opposition and NCB's Reply, all subsequent Letters to the Court, Deposition Transcripts and Exhibits, all documents produced by NCB during the course of jurisdictional discovery as well as the following documents contained on the accompanying disc and which identify the witnesses who drafted said document and those witnesses who the document was addressed or copied to regarding the substance contained therein:

ASH010318-10327

MR_NCB000786- 809 MR_NCB001127 - 1128 MR_NCB001235 - 1236

MR_NCB001237 - 1238

10) If you contend that NCB's participation in other U.S. litigation provides a basis for the exercise of personal jurisdiction over NCB in the above-captioned actions, identify the basis for that contention, and: (a) identify all persons on whose knowledge you rely to support that contention; (b) for each such person, identify the substance of the information within such person's knowledge or possession on which you rely to support that contention; (c) identify all documents on which you rely to support that contention, including any written statement or testimony of persons identified in response to this Interrogatory; and (d) produce all documents identified in response to this Interrogatory. Your response to this interrogatory should include, without limitation, the caption, case number and court of each lawsuit for which you allege that NCB's participation provides a basis for the exercise of jurisdiction over NCB in the above-captioned actions.

RESPONSE:

Plaintiffs object to this Interrogatory as overly broad and unduly burdensome and to the extent that it seeks legal conclusions or opinions. Plaintiffs also object to this contention Interrogatory as premature at this stage of the proceedings and reserve their right to amend the Response to this Interrogatory at the

completion of discovery. Plaintiffs also object to this Interrogatory to the extent: (a) it seeks any information protected by the attorney-client privilege or work-product doctrine; (b) it prematurely calls for an expert opinion; (c) it seeks information within the institutional knowledge of NCB, and NCB has not produced such documents; (d) it seeks information within NCB's own documents and/or documents NCB created or published, and/or; (e) it seeks information equally available to NCB and Plaintiffs from the public domain. Subject to and without waiving the above objections, Plaintiffs respond as follows:

Plaintiffs contend that NCB was a party in the following U.S. litigation:

SDNY 1:92-cv-3269-LLS, National Commercial Bank v Schuster et al.;

SDNY 93-cv-0687 National Commercial Bank v Schuster et al.;

EDMI 95cv75764, SNCB v Schuster;

SDFL 95-cv-7097 SNCB Corporate Finance v. Schuster et al.;

2nd Circuit 95-7013 SNCB Corporate Finance v Schuster et al.;

SDNY 1:94-cv-3167-DC NCB v. Morgan Stanley Asset Management;

SDNY 95-cv-09758 Red Sea Tanker Fund v Chase Manhattan;

NY County 91-5447 NCB v. Akorp;

US Bankruptcy SDNY In re: AKORP, N.V. 96-B-40367(CB);

NY County 95-110444 NCB v. Javier Vial;

NY County 95-126298 EII Investments Ltd v Eidetics International;

SDNY US Bankruptcy Court 00-41010 In Re: Eidetics International, Inc.

NY County 98-6009 MBKS Inc v. Stumetal;

NJ Sup Ct 99-1137 NCB v. John Hanly;

NJ Sup Court 06-2691 MBKS et al v Reddy;

Delaware Chancery 05 1853-N MBKS et al v Reddy;

Colorado Arapahoe Cty, 99cv237 Denver Hotel v Arapahoe Hospitality;

SDNY 96-cv-8446 Global Resources v NCB;

DCDC 1:92-cv-2763-JHG BCCI Holdings (Luxembourg) v KB Mahfouz et al.;

EDMI 2:92-cv-71157-PVG Schuster, et al. v Denney et al.; and

SDTX 4:94-cv-729 Bath v. National Commercial Bank et al..

Plaintiffs intend to rely upon NCB's litigation activity as contributing to providing a basis for the exercise of personal jurisdiction over NCB based on a theory of general jurisdiction.

Plaintiffs intend to rely upon all documents filed by the Plaintiffs or NCB regarding NCB's Motion to Dismiss, Plaintiffs' Opposition and NCB's Reply, all subsequent Letters to the Court, Deposition Transcripts and Exhibits, all documents produced by NCB during the course of jurisdictional discovery as well as the following documents contained on the accompanying disc and which identify the witnesses who drafted said document and those witnesses who the document was addressed or copied to regarding the substance contained therein:

ASH006838-6922 ASH006923-6964 ASH007359-7893

MR_NCB000493- 520 MR_NCB000861- 865 MR_NCB000866- 871 MR_NCB000872- 873

MR_NCB000874- 882 MR_NCB000883- 887 MR_NCB000888- 890 MR_NCB000891- 897

MR_NCB000898- 898 MR_NCB000899- 899 MR_NCB000900- 900 MR_NCB000901- 901

MR_NCB000902- 902 MR_NCB000903- 915 MR_NCB000916- 916 MR_NCB000917- 921

MR_NCB000922- 938 MR_NCB001014 - 1030 MR_NCB001031 - 1040

MR_NCB001049 - 1065

11) If you contend that the presence or activities of an NCB branch office in New York provides a basis for the exercise of personal jurisdiction over NCB in the above-captioned actions, identify each act, event, contact or other fact on which you rely to support that contention, and: (a) identify all

persons on whose knowledge you rely to support that contention; (b) for each such person, identify the substance of the information within such person's knowledge or possession on which you rely to support that contention; (c) identify all documents on which you rely to support that contention, including any written statement or testimony of persons identified in response to this Interrogatory; and (d) produce all documents identified in response to this Interrogatory.

RESPONSE:

Plaintiffs object to this Interrogatory as overly broad and unduly burdensome and to the extent that it seeks legal conclusions or opinions. Plaintiffs also object to this contention Interrogatory as premature at this stage of the proceedings and reserve their right to amend the Response to this Interrogatory at the completion of discovery. Plaintiffs also object to this Interrogatory to the extent: (a) it seeks any information protected by the attorney-client privilege or work-product doctrine; (b) it prematurely calls for an expert opinion; (c) it seeks information within the institutional knowledge of NCB, and NCB has not produced such documents; (d) it seeks information within NCB's own documents and/or documents NCB created or published, and/or; (e) it seeks information equally available to NCB and Plaintiffs from the public domain. Subject to and without waiving the above objections, Plaintiffs respond as follows:

Plaintiffs contend that SNCB's activities in the U.S. which contribute to exercising personal jurisdiction include the following: Immediately following the closure of NCB's New York City branch in 1992 due to its activities in the BCCI scandal, NCB opened SNCB, which was wholly owned by NCB. SNCB was created to perform services which were previously done by NCB's branch in New York. SNCB was registered in two states, Delaware and New York. SNCB remained in business in Delaware until February, 2001 and in New York until October, 2001. SNCB managed and or supervised the contractual management of an investment portfolio on behalf of NCB. This investment activity took place in New York, Florida, Arizona, Nebraska, California, New Jersey, Michigan, Colorado, Texas,

Indiana, Pennsylvania and Missouri. The investments included those managed by NCB prior to its expulsion from the U.S. in 1992 and new investments generated by SNCB and NCB and marketed to investors in both the U.S. and abroad. SNCB made extensive use of U.S. banks managing its own accounts, accounts of investment companies established by NCB and SNCB and NCB's correspondent accounts in the U.S. SNCB paid federal, state and local taxes and even claimed to be 'harrassed' by the City of New York regarding a tax matter. SNCB's major investment fund, Hospitality Investment Partners was established to take advantage of the U.S. Government owned Resolution Trust Corporation's sale of properties acquired via bankruptcies in the Savings and Loan scandal.

Plaintiffs contend that the activities of SNCB can be imputed to its parent NCB due to the following. SNCB is 100% owned by NCB. All of its income came from NCB. NCB developed, approved and sent to SNCB, SNCB's annual budget. NCB advised SNCB regarding SNCB's U.S. tax liability. NCB directed SNCB's use of office premises in New York City. SNCB requested NCB's approval for major and minor decisions, including such decisions as whether to make a swimming pool improvement on one of their hotel properties in Marion, Indiana and whether they should renew a Standard & Poor's weekly report subscription. NCB's auditor considered SNCB to be an integral part of NCB. SNCB registered with the City of New York as the representative office of NCB.

All SNCB personnel were either NCB employees prior to it's the founding of SNCB in 1992 or were directed to be hired by NCB. Frederik Crawford was the head of NCB Investment Services Division, a vice-president of and Director of NCB and simultaneously the chairman of SNCB. NCB's Investment Services Division, during Crawford's tenure as head, hired Yasin al Kadi and his consulting group, the National Management Consultancy Center to develop Islamic Investment funds. Crawford was reportedly 'wildly enthusiastic' about these funds. Crawford held signatory authority over 26 NCB or its subsidiaries bank accounts at Chase Manhattan Bank in New York. Crawford appointed SNCB's board.

Crawford's salary was paid by SNCB. John Bouckley was the Vice-President of NCB NY and became President of SNCB upon its founding. His employment contract was written by NCB. He served as a member of the NCB Investment Committee. His job description as written by NCB only involves activities on behalf of NCB and he reported to two positions, the Chairman of SNCB and the Director of the NCB IS Division. Both positions were held by Frederik Crawford. According to Bouckley's job description his impact upon the image and success of the NCB Investment Services Division was broad. Thomas Krohley was an NCB employee who succeeded Bouckley as SNCB President. He had the same reporting structure and job description. Krohley was an employee of SNCB until the end of 2000. In 2000, SNCB was directed by NCB to terminate its activities and was referred to within NCB as its "NY Office." Afterwards Krohley had a renewable consultancy contract with NCB to continue winding-up SNCB, based from his U.S. home and simultaneously was the chair of the NCB Investment Committee in Saudi Arabia. Ginger Pensa was an NCB employee who carried on working for SNCB upon its founding. In 2000-2001 at the winding up of SNCB, Pensa and Krohley were paid severance pay based upon their years of service for both SNCB and NCB. Pensa also continued to work for NCB and based from her U.S. home under a renewable consultancy contract during the winding-up of SNCB.

Plaintiffs intend to rely upon all documents filed by the Plaintiffs or NCB regarding NCB's Motion to Dismiss, Plaintiffs' Opposition and NCB's Reply, all subsequent Letters to the Court, Deposition Transcripts and Exhibits, all documents produced by NCB during the course of jurisdictional discovery as well as the following documents contained on the accompanying disc and which identify the witnesses who drafted said document and those witnesses who the document was addressed or copied to regarding the substance contained therein:

ASH010336-10360 ASH010361-10371 ASH010372-10418 ASH010626-10635

MR_NCB000001 - 004 MR_NCB000355 - 394 MR_NCB000439 - 492 MR_NCB000626- 626

MR_NCB000627- 627 MR_NCB000628- 655 MR_NCB000656- 664 MR_NCB000665- 672
MR_NCB000713- 714 MR_NCB000715- 722 MR_NCB000723- 726 MR_NCB000729- 730
MR_NCB000731- 732 MR_NCB000734- 734 MR_NCB000737- 737 MR_NCB000738- 738
MR_NCB000739- 742 MR_NCB000743- 744 MR_NCB000747- 747 MR_NCB000825- 827
MR_NCB000939- 979 MR_NCB001072 - 1113 MR_NCB001129 - 1170
MR_NCB001228 - 1229 MR_NCB001230 - 1232

12) If you contend that the presence or activities of SNCB Securities, Inc. provides a basis for the exercise of personal jurisdiction over NCB in the above-captioned actions, identify each act, event, contact or other fact on which you rely to support that contention, and: (a) identify all persons on whose knowledge you rely to support that contention; (b) for each such person, identify the substance of the information within such person's knowledge or possession on which you rely to support that contention; (c) identify all documents on which you rely to support that contention, including any written statement or testimony of persons identified in response to this Interrogatory; and (d) produce all documents identified in response to this Interrogatory.

RESPONSE:

Plaintiffs object to this Interrogatory as overly broad and unduly burdensome and to the extent that it seeks legal conclusions or opinions. Plaintiffs also object to this contention Interrogatory as premature at this stage of the proceedings and reserve their right to amend the Response to this Interrogatory at the completion of discovery. Plaintiffs also object to this Interrogatory to the extent: (a) it seeks any information protected by the attorney-client privilege or work-product doctrine; (b) it prematurely calls for an expert opinion; (c) it seeks information within the institutional knowledge of NCB, and NCB has not produced such documents; (d) it seeks information within NCB's own documents and/or documents NCB

created or published, and/or; (e) it seeks information equally available to NCB and Plaintiffs from the public domain. Subject to and without waiving the above objections, Plaintiffs respond as follows:

Plaintiffs contend that SNCB's activities in the U.S. which contribute to exercising personal jurisdiction include the following: Immediately following the closure of NCB's New York City branch in 1992 due to its activities in the BCCI scandal, NCB opened SNCB, which was wholly owned by NCB. SNCB was created to perform services which were previously done by NCB's branch in New York. SNCB was registered in two states, Delaware and New York. SNCB remained in business in Delaware until February, 2001 and in New York until October, 2001. SNCB managed and or supervised the contractual management of an investment portfolio on behalf of NCB. This investment activity took place in New York, Florida, Arizona, Nebraska, California, New Jersey, Michigan, Colorado, Texas, Indiana, Pennsylvania and Missouri. The investments included those managed by NCB. prior to its expulsion from the U.S. in 1992 and new investments generated by SNCB and NCB and marketed to investors in both the U.S. and abroad. SNCB made extensive use of U.S. banks managing its own accounts, accounts of investment companies established by NCB and SNCB and NCB's correspondent accounts in the U.S. SNCB paid federal, state and local taxes and even claimed to be 'harrassed' by the City of New York regarding a tax matter. SNCB's major investment fund, Hospitality Investment Partners was established to take advantage of the U.S. Government owned Resolution Trust Corporation's sale of properties acquired via bankruptcies in the Savings and Loan scandal.

Plaintiffs contend that the activities of SNCB can be imputed to its parent NCB due to the following. SNCB is 100% owned by NCB. All of its income came from NCB. NCB developed, approved and sent to SNCB, SNCB's annual budget. NCB advised SNCB regarding SNCB's U.S. tax liability. NCB directed SNCB's use of office premises in New York City. SNCB requested NCB's approval for major and minor decisions, including such decisions as whether to make a swimming pool

improvement on one of their hotel properties in Marion, Indiana and whether they should renew a Standard & Poor's weekly report subscription. NCB's auditor considered SNCB to be an integral part of NCB. SNCB registered with the City of New York as the representative office of NCB.

All SNCB personnel were either NCB employees prior to its the founding of SNCB in 1992 or were directed to be hired by NCB. Frederik Crawford was the head of NCB Investment Services Division, a vice-president of and Director of NCB and simultaneously the chairman of SNCB. NCB's Investment Services Division, during Crawford's tenure as head, hired Yasin al Kadi and his consulting group, the National Management Consultancy Center to develop Islamic Investment funds. Crawford was reportedly 'wildly enthusiastic' about these funds. Crawford held signatory authority over 26 NCB or its subsidiaries bank accounts at Chase Manhattan Bank in New York. Crawford appointed SNCB's board. Crawford's salary was paid by SNCB. John Bouckley was the Vice-President of NCB NY and became President of SNCB upon its founding. His employment contract was written by NCB. He served as a member of the NCB Investment Committee. His job description as written by NCB only involves activities on behalf of NCB and he reported to two positions, the Chairman of SNCB and the Director of the NCB IS Division. Both positions were held by Frederik Crawford. According to Bouckley's job description his impact upon the image and success of the NCB Investment Services Division was broad. Thomas Krohley was an NCB employee who succeeded Bouckley as SNCB President. He had the same reporting structure and job description. Krohley was an employee of SNCB until the end of 2000. In 2000, SNCB was directed by NCB to terminate its activities and was referred to within NCB as its "NY Office." Afterwards Krohley had a renewable consultancy contract with NCB to continue winding-up SNCB, based from his U.S. home and simultaneously was the chair of the NCB Investment Committee in Saudi Arabia. Ginger Pensa was an NCB employee who carried on working for SNCB upon its founding. In 2000-2001 at the winding up of SNCB, Pensa and Krohley were paid severance pay based

upon their years of service for both SNCB and NCB. Pensa also continued to work for NCB and based from her U.S. home under a renewable consultancy contract during the winding-up of SNCB.

Plaintiffs intend to rely upon all documents filed by the Plaintiffs or NCB regarding NCB's Motion to Dismiss, Plaintiffs' Opposition and NCB's Reply, all subsequent Letters to the Court, Deposition Transcripts and Exhibits, all documents produced by NCB during the course of jurisdictional discovery as well as the following documents contained on the accompanying disc and which identify the witnesses who drafted said document and those witnesses who the document was addressed or copied to regarding the substance contained therein:

ASH006240-6241 ASH006604-6614 ASH006615-6621 ASH006622-6625
 ASH006626-6638 ASH006639-6649 ASH006650-6651 ASH010336-10360
 ASH010361-10371 ASH010372-10418 ASH010626-10635
 MR_NCB000001 - 004 MR_NCB000355 - 394 MR_NCB000439 - 492 MR_NCB000626- 626
 MR_NCB000627- 627 MR_NCB000628- 655 MR_NCB000656- 664 MR_NCB000665- 672
 MR_NCB000713- 714 MR_NCB000715- 722 MR_NCB000723- 726 MR_NCB000729- 730
 MR_NCB000731- 732 MR_NCB000734- 734 MR_NCB000737- 737 MR_NCB000738- 738
 MR_NCB000739- 742 MR_NCB000743- 744 MR_NCB000747- 747 MR_NCB000825- 827
 MR_NCB000939- 979 MR_NCB001072 - 1113 MR_NCB001129 - 1170
 MR_NCB001228 - 1229 MR_NCB001230 - 1232

13) To the extent not encompassed within your responses to Interrogatories 3 through 12, identify with specificity each act, event, contact or other fact that you contend supports or otherwise provides a basis for the Court to exercise personal jurisdiction over NCB in the above-captioned actions,

and: (a) identify all persons on whose knowledge you rely to support that contention; (b) for each such person, identify the substance of the information within such person's knowledge or possession on which you rely to support that contention; (c) identify all documents on which you rely to support that contention, including any written statement or testimony of persons identified in response to this Interrogatory; and (d) produce all documents identified in response to this Interrogatory. Your response to this Interrogatory should include, without limitation, an explanation as to how each such act, event, contact or other fact relates to personal jurisdiction over NCB in this action.

RESPONSE:

Plaintiffs object to this Interrogatory as overly broad and unduly burdensome and to the extent that it seeks legal conclusions or opinions. Plaintiffs also object to this contention Interrogatory as premature at this stage of the proceedings and reserve their right to amend the Response to this Interrogatory at the completion of discovery. Plaintiffs also object to this Interrogatory to the extent: (a) it seeks any information protected by the attorney-client privilege or work-product doctrine; (b) it prematurely calls for an expert opinion; (c) it seeks information within the institutional knowledge of NCB, and NCB has not produced such documents; (d) it seeks information within NCB's own documents and/or documents NCB created or published, and/or; (e) it seeks information equally available to NCB and Plaintiffs from the public domain. Subject to and without waiving the above objections, Plaintiffs respond as follows:

Plaintiffs contend that in addition to their contentions in answers #3-12 above, NCB is subject to the jurisdiction of this court as NCB and/or its subsidiary SNCB did business in the United States and abroad via other subsidiaries registered in the U.S. These subsidiaries included Euram Group Ltd., Sedco Services, Inc., MBKS Inc., MBKS II Inc., MBKS III Inc., U.S. Second I.R.E. Management Corp., Medical Equipment Leasing Partners, U.S. Tampa Management II Corp., Eidetics International, Inc., Southwest Airport Services Inc., Global FBO Holdings Inc., Ellington MTA, Inc., and Mid-East Jet, Inc.

NCB's Saudi Arabia based aviation department has six aircraft and seven airmen registered in the United States. The planes used U.S. airspace on a regular basis. One of these airmen was under investigation by the U.S. Customs Department for financial links to a 9/11 hijacker.

The investment portfolio of stocks owned by NCB included up to \$281 million of investments acquired in U.S. financial markets. NCB managed 8 investment funds on behalf of investors. These funds maintained investments of up to \$400 million in U.S. equities and bonds. NCB used the services of at least 12 contracted service providers to do its business in the U.S.

NCB made loans and issued letters of credit in the U.S. and to U.S. corporations for business activities in the U.S. NCB paid over \$4 million in New Jersey and New York City property taxes. NCB sent managers for training to the U.S.

Additionally, NCB funded the study of Islamic Banking at Harvard University and recruited staff at Harvard University. NCB maintained membership in the Arab Bankers Association of North America.

Plaintiffs intend to rely upon all documents filed by the Plaintiffs or NCB regarding NCB's Motion to Dismiss, Plaintiffs' Opposition and NCB's Reply, all subsequent Letters to the Court, Deposition Transcripts and Exhibits, all documents produced by NCB during the course of jurisdictional discovery as well as the following documents contained on the accompanying disc and which identify the witnesses who drafted said document and those witnesses who the document was addressed or copied to regarding the substance contained therein:

ASH006652-6657	ASH006715-6721	ASH006722-6728	ASH006729-6736
ASH006658-6714	ASH006737-6757	ASH006758-6783	ASH006784-6795
ASH006796-6814	ASH006815-6816	ASH006817-6827	ASH006828-6837
ASH006965-7176	ASH007177-7185	ASH007186-7248	ASH007249-7251

ASH007252-7253	ASH007254-7254	ASH007255-7358	ASH007359-7893
ASH007895-7981	ASH007982-8003	ASH008004-8029	ASH008030-8993
ASH008994-9004	ASH009005-9023	ASH009024-9265	ASH009266-9268
ASH009269-9316	ASH009322-9367	ASH009368-9579	ASH009580-9596
ASH009597-9598	ASH009599-9599	ASH009600-9606	ASH009607-9951
ASH009952-10005	ASH010006-10037	ASH010038-10047	ASH010048-10051
ASH010052-10100	ASH010101-10140	ASH010141-10274	ASH010328-10335
ASH010336-10360	ASH010361-10371	ASH010372-10418	

MR_NCB000343 - 354 MR_NCB000525 - 545 MR_NCB000622- 623 MR_NCB000624- 625
 MR_NCB000626- 626 MR_NCB000627- 627 MR_NCB000628- 655 MR_NCB000656- 664
 MR_NCB000665- 672 MR_NCB000673- 680 MR_NCB000681- 712 MR_NCB000713- 714
 MR_NCB000715- 722 MR_NCB000723- 726 MR_NCB000727- 727 MR_NCB000728- 728
 MR_NCB000729- 730 MR_NCB000731- 732 MR_NCB000733- 733 MR_NCB000734- 734
 MR_NCB000735- 735 MR_NCB000736- 736 MR_NCB000737- 737 MR_NCB000738- 738
 MR_NCB000739- 742 MR_NCB000743- 744 MR_NCB000745- 746 MR_NCB000747- 747
 MR_NCB000823- 824 MR_NCB000825- 827 MR_NCB000828- 833

14) Identify all experts, investigators, consultants, or other agents whose findings, testimony, affidavit, declaration, or other work product you intend to present to the Court in the above captioned cases in connection with the Court's consideration of the existence (or lack thereof) of personal jurisdiction over NCB. For each such expert or other agent, set forth the substance of their anticipated testimony or other submission and identify with specificity all facts or documents on which they rely in developing such testimony or other submission, including any written statement or testimony of persons identified in response to this Interrogatory.

RESPONSE:

Plaintiffs object to this Interrogatory as overly broad and unduly burdensome and to the extent that it seeks legal conclusions or opinions. Plaintiffs also object to this contention Interrogatory as premature at this stage of the proceedings and reserve their right to amend the Response to this Interrogatory at the completion of discovery. Plaintiffs also object to this Interrogatory to the extent: (a) it seeks any information protected by the attorney-client privilege or work-product doctrine; (b) it prematurely calls for an expert opinion; (c) it seeks information within the institutional knowledge of NCB, and NCB has not produced such documents; (d) it seeks information within NCB's own documents and/or documents NCB created or published, and/or; (e) it seeks information equally available to NCB and Plaintiffs from the public domain.

Dated: February 1, 2008
New York, New York

Respectfully submitted,

KREINDLER & KREINDLER, LLP

By:


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CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury that a true copy of ***PLAINTIFFS' REVISED RESPONSES TO DEFENDANT NATIONAL COMMERCIAL BANK'S FIRST SET OF JURISDICTIONAL INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS*** has been served on the 1th day of February 1, 2008, by Federal Express delivery upon:

TO: Mitchell Berger, Esq.
Patton Boggs
2550 M Street NW
Washington DC, 20037



Genie Masterson